

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.: 09/646,579 Group Art Unit: 1645
Filing Date: December 27, 2000 Examiner: Swartz, R.
Applicant(s): EBRINGER, Alan Atty. Docket: 78104.039/N10335
Title: DIAGNOSIS OF SPONGIFORM OR DE-MYELINATING DISEASE

DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATION

Each undersigned inventor hereby declare(s) that:

- My residence, post office address and citizenship are as stated below next to my name.
- I believe that I am, in conjunction with any joint inventor(s) named herein, the original and first inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled **DIAGNOSIS OF SPONGIFORM OR DE-MYELINATING DISEASE**, the patent application for which was filed as U.S. Patent Application Serial No. 09/646,579, filed as a U.S. national phase application on 18 September 2000, and having met the requirements of 35 USC §102(e) and 35 USC §371 on 27 December 2000, which application claims priority to PCT international application number PCT/GB99/00876, filed 19 March 1999; and which is a continuation-in-part application of U.S. Patent Application Serial No. 09/269,607, filed 26 July 1999, and as amended by any amendments filed since.
- I reviewed and understand the contents of the above-identified patent application, including the specification and claims, as amended by any amendments referred to above.
- I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability, as defined in Section 1.56 of Title 37, U.S. Code of Federal Regulations.
- Foreign priority benefits are claimed under Title 35, USC §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT international application which designated at least one country other than the United States of America, listed below. Also identified below are any foreign applications for patent or inventor's certificate, or any PCT international application having a filing date before that of the application for which priority is claimed.

| Application No. | Country | Day/Month/Year | Priority Claimed |
|-----------------|---------|----------------|------------------|
| PCT/GB99/00876 | PCT | 19/03/1999 | Yes |
| GB 9805913.2 | GB | 19/03/1998 | Yes |
| PCT/GB97/02667 | PCT | 29/09/1997 | No |
| GB 9620195.9 | GB | 29/09/1996 | No |

I hereby claim the benefit under §120 or §119 (e)(1) of 35 USC of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Section 112 of Title 35 United States Code, I acknowledge the duty to disclose material information as defined in Section 1.56(a) Title 37 Code of Federal Regulations, which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

| <i>Application No.</i> | <i>Filing Date (day/month/year)</i> | <i>Status</i> |
|------------------------|-------------------------------------|---------------|
| 09/269,607 | 26/07/1999 | Pending |

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in 37 CFR §1.56, including material information which became available between the filing date of the prior application and the National or PCT International filing date of the continuation-in-part application, if applicable.

I APPOINT the following registered practitioner(s) to prosecute this application and to transact all related business in the U.S. Patent and Trademark Office: Joseph T. Leone (37,170), Craig A. Fieschko (39,668), Charles S. Sara (30,492), and Colin L. Fairman (51,663).

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I DECLARE THAT all statements made herein of my own knowledge are true; all statements made on information and belief are believed to be true; that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 USC §1001; and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Alan Ebringer
Signature
Hand 6th -2003
Month Day Year

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